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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TRANSMITTAL OF CONTINUATION OR DIVISIONAL PATENT APPLICATION**

Prior application Serial No.: 09/444,028

Examiner: J. Corrielus

Art Unit: 2731

File Date: November 19, 1999

Title: **METHOD AND SYSTEM FOR POWER CONSERVING INTERFERENCE  
AVOIDANCE IN COMMUNICAITON BETWEEN A MOBILE UNIT AND A BASE UNIT IN  
A WIRELESS TELECOMMUNICAIOTN SYSTEM**

THE ASSISTANT COMMISSIONER FOR PATENTS

Washington, DC 20231

SIR:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR Section 1.53 (b) of pending prior application Serial No. 09/444,028 filed on November 19, 1999, of Uwe Sydon, Juergen Kockmann, Paulus Sastrodjojo and Sheng Guan for METHOD AND SYSTEM FOR POWER-CONSERVING INTERFERENCE AVOIDANCE IN COMMUNICATION BETWEEN A MOBILE UNIT AND A BASE UNIT IN A WIRELESS TELECOMMUNICATION SYSTEM.

1. ☒ Enclosed is a complete copy of the prior application, including the oath or declaration as originally filed. A statement pursuant to 37 CFR Section 1.60(b) verifying the complete copy as a true copy of the prior application appears at 11 below. (See for drawing requirements.)
2. ☒ Cancel in the application original claims 1-12 (leaving claims 13-17) from the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

3. ☒ Preliminary Amendment

4. ☒ The filing fee is calculated below:

CLAIMS AS FILED HEREIN AFTER ANY ACCOMPANYING  
PRELIMINARY AMENDMENT

For	Number Filed	Number Extra	Rate	Additional Fees	
Total Claims	19 - 20	= 0	x \$ 18	\$-0-	
Indep. Claims	3 - 3	= 0	x \$ 80	\$-0-	
<input type="checkbox"/> First Presentation of a Multiple Dependent Claim			x \$260	\$-0-	
Extension Fee!!	1st Month \$110.00	2nd Month \$390.00	3rd Month \$930.00	4th Month \$1470.00	\$-0-
Basic filing Fee				\$710.00	
Total				\$710.00	

5. ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 19-2179. A duplicate copy of this sheet is enclosed.

6. ☒ Amend the specification by inserting before the first line the sentence:  
--This is a ☒ continuation, ☐ divisional, of application serial no. 09/444,028 filed November 19, 1999 .--

7. ☐ New ☐ informal ☒ formal drawings are enclosed consisting of two (2) sheets.

8. ☒ Priority of application Serial No. 09/444,028, filed on November 19, 1999 is claimed under 35 U.S.C. Section 119.

9. ☒ The prior application is assigned of record to Siemen Information and Communication Mobile LLC.

10. [X] The power of attorney in the prior application is to Adel A. Ahmed, Reg. No. 29,606; Donald M. Boles, Reg. No. 29,895; Dexter K. Chin, Reg. No. 38,842; Joseph S. Codispoti, Reg. No. 31,819; Lawrence C. Edelman, Reg. No. 29,299; Andreas Grubert, Limited Recognition Under 37 CFR § 10.9(b); Mark H. Jay, Reg. No. 27,507; Rosa Kim, Reg. No. 39,728; Peter A. Luccarelli, Jr., Reg. No. 29,750; Jeffrey P. Morris, Reg. No. 25,307; Donald B. Paschburg, Reg. No. 33,753; Jeffrey Slusher, Reg. No. 34,729; Donald B. Paschburg, Reg. No. 33,753; Darryl A. Smith, Reg. No. 37,723; Heather S. Vance, Reg. No. 39,033; Ira Lee Zebrak, Reg. No. 31,147.

a. [X] The power appears in the original papers in the prior application.  
b. [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. [X] Address all future communications to:

Siemens Corporation  
Intellectual Property Department  
186 Wood Avenue South  
Iselin, NJ 08830


Address all telephone calls to: Elsa Keller, Legal Administrator (732) 321-3026.

11. [X] I hereby declare that the attached papers are a true copy of the prior application serial no. 09/444,028 as originally filed on November 19, 1999.

12. [X] Please make of record and consider in the present Application the prior art of record in the prior application.

Respectfully submitted,

Date: June 15, 2001

  
Tracy L. Hurt  
Registration No. 34,188

Siemens Corporation  
Intellectual Property Dept.  
186 Wood Avenue South  
Iselin, NJ 08830